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IN THE UNITED STATES DISTRICT COURT

FOR THE SOUTHERN DISTRICT OF CALIFORNIA

ALBERTO FERNANDEZ, Petitioner, **v.** **M. MARTEL, Warden,** Respondent.	08-0816 JLS (CAB) **NOTICE OF LODGMENT IN 28 U.S.C. § 2254 HABEAS CORPUS CASE - TO BE SENT TO CLERK'S OFFICE** The Honorable Cathy Ann Bencivengo

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RESPONDENT hereby lodges with the Court:

1. Clerk’s Transcript;
2. Reporter’s Transcript, Preliminary Hearing;
3. Reporter’s Master Index;
4. Reporter’s Transcript, Volume 3;
5. Reporter’s Transcript, Volume 4;
6. Reporter’s Transcript, Volume 5;
7. Reporter’s Transcript, Volume 6;
8. Reporter’s Transcript, Volume 7;

9. Reporter's Transcript, Volume 8;
10. Reporter's Transcript, Volume 9;
11. Reporter's Transcript, Volume 10;
12. Reporter's Transcript, Volume 11;
13. Reporter's Transcript, Volume 12;
14. Reporter's Transcript, Volume 13;
15. Reporter's Transcript, Volume 14;
16. Reporter's Transcript, Volume 15;
17. Reporter's Transcript, Volume 16;
18. Reporter's Transcript, Volume 17;
19. Appellant's Opening Brief;
20. Respondent's Brief;
21. Appellant's Reply Brief;
22. Unpublished Opinion of the Fourth District Court of Appeal, Division One;
23. Petition For Review Filed in the California Supreme Court; and
24. Order Denying Petition For Review.

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Because these lodged documents are copies, Respondent does not request that they be returned.

Dated: July 11, 2008

Respectfully submitted,

EDMUND G. BROWN JR.
Attorney General of the State of California

DANE R. GILLETTE
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80258565.wpd
SD2008700394

CERTIFICATE OF SERVICE BY U.S. MAIL

Case Name: ***Fernandez v. Martel*** No.: **08-0816 JLS (CAB)**

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service that same day in the ordinary course of business.

On July 11, 2008, I served the following documents:

NOTICE OF LODGMENT IN 28 U.S.C. § 2254 HABEAS CORPUS CASE - TO BE SENT TO CLERK'S OFFICE

by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the internal mail collection system at the Office of the Attorney General at 110 West A Street, Suite 1100, P.O. Box 85266, San Diego, CA 92186-5266, addressed as follows:

Electronic Mail Notice List

I have caused the above-mentioned document(s) to be electronically served on the following person(s), who are currently on the list to receive e-mail notices for this case:

None

Manual Notice List

The following are those who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing):

Alberto Fernandez
CDC #F-25887
Mule Creek State Prison
P. O. Box 409040
Ione, CA 95640
In Pro Per

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on July 11, 2008, at San Diego, California.

Maria G. Stawarz	[signature]
Declarant	Signature

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